

1 DANIEL G. BOGDEN  
United States Attorney  
District of Nevada  
2 SARAH E. GRISWOLD  
Assistant United States Attorney  
3 333 Las Vegas Boulevard South  
Suite 5000  
4 Las Vegas, Nevada 89101  
702-388-6336  
5 Fax: 702-388-6418

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7 UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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10 UNITED STATES OF AMERICA, ) Case No.: 2:13-mj-652-VCF  
11 Plaintiff, )  
12 vs. ) STIPULATION TO CONTINUE  
13 JOHN DOE, a.k.a. Arnold Malone, ) PRELIMINARY HEARING  
Defendant. ) (First Request)  
14 )

15 IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden,  
16 United States Attorney, and Sarah E. Griswold, Assistant United States Attorney, counsel for the  
17 United States of America, and Raquel Lazo, Assistant Federal Public Defender, counsel for  
18 Defendant John Doe, a.k.a. Arnold Malone, that the Preliminary Hearing in this matter currently  
19 scheduled for May 4, 2015, at the hour of 4:00 p.m., be vacated and set to a date and time to be set  
20 by this court; however, no earlier than sixty (60) days.

21 This Stipulation is being entered into for the following reasons:

22 1. The United States will provide early discovery upon entry of a protective order, and  
23 the continuance is needed to allow the defendant time to review the evidence in anticipation of a  
24 pre-indictment resolution of the case.

1           2.       The defendant is incarcerated, and does not object to the continuance.

2           3.       The additional time requested herein is not sought for purposes of delay, but merely  
3 to allow counsel for the government and the defendant sufficient time to attempt to resolve this  
4 matter.

5           4.       Denial of this request for continuance would deny counsel for the defendant  
6 sufficient time to effectively and thoroughly complete negotiations, taking into account the  
7 exercise of due diligence.

8           5.       Additionally, denial of this request for continuance could result in a miscarriage of  
9 justice.

10          6.       The additional time requested by this Stipulation is excludable in computing the  
11 time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18,  
12 United States Code, Section 3161(h)(1)(D) and Title 18, United States Code, Section  
13 3161(h)(7)(A), considering the factors under Title 18, United States Code, Section  
14 3161(h)(7)(B)(i) and 3161(h)(7)(B)(iv).

15          7.       This is the first request for a continuance of the preliminary hearing.

16          DATED: this 27th day of April, 2015.

17 DANIEL G. BOGDEN  
18 United States Attorney

19 /s/ Sarah E. Griswold  
20 SARAH E. GRISWOLD  
21 Assistant United States Attorney

/s/ Raquel Lazo  
RAQUEL LAZO  
Counsel for Defendant John Doe,  
a.k.a. Arnold Malone

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4 UNITED STATES DISTRICT COURT  
5 DISTRICT OF NEVADA

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7 UNITED STATES OF AMERICA, ) Case No.: 2:13-mj-652-VCF  
8 Plaintiff, ) ORDER TO CONTINUE PRELIMINARY  
9 vs. ) HEARING  
10 JOHN DOE, a.k.a. Arnold Malone, )  
11 Defendant. )

12 FINDINGS OF FACT

13 Based on the pleadings and arguments of counsel, and good cause appearing therefore, the  
14 Court finds that:

- 15 1. The United States will provide early discovery upon entry of a protective order, and  
16 the continuance is needed to allow the defendant time to review the evidence in anticipation of a  
17 pre-indictment resolution of the case.
- 18 2. The defendant is incarcerated, and does not object to the continuance.
- 19 3. The additional time requested herein is not sought for purposes of delay, but merely  
20 to allow counsel for the government and the defendant sufficient time to attempt to resolve this  
21 matter.
- 22 4. Denial of this request for continuance would deny counsel for the defendant  
23 sufficient time to effectively and thoroughly complete negotiations, taking into account the  
24 exercise of due diligence.

